

IN THE UNITED STATES BANKRUPTCY COURT, DISTRICT OF PUERTO RICO

IN RE: JOSE LUIS DELGADO PACHECO

Bkrtcy. No. 11-06382-MCF

Chapter 13

STANDING CHAPTER 13 TRUSTEE §341 MEETING MINUTES  
AND REPORT ON CONFIRMATION

Petition Filing Date: <u>Jul 29, 2011</u>	Meeting Date: <u>Aug 29, 2011</u>	DC Track No. <u>16</u>						
Days from petition date: <u>31</u>	Meeting Time: <u>1:00 PM</u>							
910 Days before Petition: <u>1/30/2009</u>	<input type="checkbox"/> Chapter 13 Plan Date: <u>8-13-2011 Dkt # A</u>	<input checked="" type="checkbox"/> Amended.						
This is debtor(s) <u>2nd</u> Bankruptcy petition.		Plan Base: <u>\$43,820.00</u>						
This is the <u>1st</u> Scheduled Meeting	Confirmation Hearing Date: <u>Oct 13, 2011</u>	Time: <u>3:30 PM</u>						
Payment(s) <input type="checkbox"/> Received or <input checked="" type="checkbox"/> Evidence shown at meeting:	<table border="1" style="width:100%"> <tr> <th>CR/MO No.</th> <th>Date</th> <th>Amount</th> </tr> <tr> <td><u>3154</u></td> <td><u>8-26-2011</u></td> <td><u>\$500.00</u></td> </tr> </table>	CR/MO No.	Date	Amount	<u>3154</u>	<u>8-26-2011</u>	<u>\$500.00</u>	Total Paid In: <u>\$0.00</u>
CR/MO No.	Date	Amount						
<u>3154</u>	<u>8-26-2011</u>	<u>\$500.00</u>						

<b>I. Appearances:</b> <input type="checkbox"/> Telephone <input type="checkbox"/> Video Conference		<input type="checkbox"/> Creditor(s) present: <input checked="" type="checkbox"/> None.
<input checked="" type="checkbox"/> Debtor Present	<input type="checkbox"/> ID & Soc. OK <input type="checkbox"/> Debtor Absent	
<input type="checkbox"/> Joint Debtor Present	<input type="checkbox"/> ID & Soc. OK <input type="checkbox"/> Joint Debtor Absent	
Debtor(s) was/were <input checked="" type="checkbox"/> Examined <input type="checkbox"/> Not Examined under oath.		
Attorney for Debtor(s) <input type="checkbox"/> Present <input type="checkbox"/> Not Present <input checked="" type="checkbox"/> Substitute attorney: <u>Ada H. Enriquez</u> <input type="checkbox"/> Pro-se.		

<b>II. Attorneys Fees as per R 2016(b) Statement</b>		Attorney of record: <u>MARILYN VALDES ORTEGA*</u>
Total Agreed: <u>\$3,000.00</u>	Paid Pre-Petition: <u>\$0.00</u>	Outstanding: <u>\$3,000.00</u>
THROUGH THE PLAN		

**III. Trustee's will file Motion to Dismiss:** ☐ For Failure to appear; ☐ For Failure to commence payments.

**IV. Trustee's Report on Confirmation & Status of §341 Meeting**

Debtor(s) Income is (are) ☒ Under ☐ Above Median Income. Liquidation Value: \$132.00

Commitment Period is ☒ 36 ☐ 60 months. [§1325(b)(1)(B)] Gen. Unsecured Pool: N/A

S.93 The Trustee ☐ RECOMMENDS ☒ OBJECTS Plan confirmation.

§341 Meeting ☐ CONTINUED ☐ NOT HELD ☒ CLOSED ☐ HELD OPEN FOR \_\_\_ DAYS

§341 Meeting Rescheduled for: \_\_\_\_\_

**V. Trustee's OBJECTIONS to Confirmation:**

☒ FEASIBILITY [§1325(a)(6)] ☐ INSUFFICIENTLY FUNDED ☐ To pay §507 ☐ Fails Creditor's Best Interest Test §1325(A)(4)

☐ FAILS DISPOSABLE INCOME REQUIREMENTS ☐ Tax returns requirements. [§1308]

☒ Failure to comply with DSO requirements ☐ Plan not filed in Good Faith §1325(a)(3) ☐ Unfair Discrimination §1322(a)(3)

**ADDITIONAL OBJECTIONS / COMMENTS:**

Evidence of being current with DSO payments until 1st week of October 2011 must be submitted.

The plan must be amended to provide for direct payments to DSO claimant.

/s/ José R. Carrión  
Trustee

[Signature]  
Presiding Officer

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Date: Aug 29, 2011